

# Nonresident Lobster and Crab Landing Permit 2018

## Commercial Harvester Application

This form may be used to apply for your license. Please provide all information requested. Delays may result from incomplete applications.



### Part A: Applicant Information

Landings # \_\_\_\_\_

Last Name: \_\_\_\_\_ First Name \_\_\_\_\_  
Social Security # \_\_\_\_\_ Sex \_\_\_\_\_ DOB \_\_\_\_\_  
Eye Color \_\_\_\_\_ Hair Color \_\_\_\_\_ Height \_\_\_\_\_  
Weight \_\_\_\_\_ Driver's License \_\_\_\_\_  
If no driver's license - reason \_\_\_\_\_  
Mailing Address: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
Physical Address: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
(IF DIFFERENT THAN MAILING)  
Email \_\_\_\_\_  
Landline# \_\_\_\_\_ Mobile# \_\_\_\_\_

Must list at least one phone number

### Part B: Fishery Information

License year Jan. 1, 2018 to Dec. 31, 2018  
License fees are non-refundable.

	Fee
Nonresident Landing Permit <input checked="" type="checkbox"/>	\$590.25
Marketing Collaborative Surcharge	<u>480.75</u>
<b>TOTAL</b>	<b>\$1,071.00</b>

This permit allows nonresident lobster fishermen to land their catch in a Maine port provided they comply with this State's lobster fishery laws. This permit may be issued only to an individual who:

1. Does not meet the resident provisions listed on the back of this application.
2. Possesses a valid federal lobster permit or a valid lobster fishing license from a state other than this State.
3. Does not operate a lobster and crab fishing vessel with an established base of operations in this State – see below for definition of Established base of operations.

### Part C: Supplemental Information

Fill out all information completely. False statements or misrepresentations will result in the revocation of the license and prosecution in Court.

You must provide the following: proof of federal permit or valid out of state lobster license.

To obtain this license, you must list the following:

LOBSTER LICENSE #/STATE \_\_\_\_\_  
or  
FEDERAL PERMIT# \_\_\_\_\_

Vessel: Boat Registration # / Doc # \_\_\_\_\_

Do you own this vessel? Y ☐ N ☐

Boat Owner's Name \_\_\_\_\_

Boat Length \_\_\_\_\_ Boat Name \_\_\_\_\_

Town of Primary Anchorage \_\_\_\_\_

## MAINE REVISED STATUTES – TITLE 12

**Chapter 601 §6001 Subsection 13-I. Established base of operations.** “Established base of operations” means the location where a vessel has its primary relationship. Among the factors identifying a primary relationship are the locations at which the vessel is primarily moored or docked, where it prepares for expeditions and hires a crew and to which it regularly returns for repairs, supplies and activities relating to its business or trade. The fact that a vessel carries on one or more of these activities at more than one location within this State or at a location or locations outside this State does not prevent the vessel from being considered to have an established base of operations within the State if a substantial portion of these activities are carried on at a location or locations within this State. For purposes of this subsection, “substantial portion” means a period exceeding 60 days in any calendar year.

**Chapter 619 §6421 Subsection 5-E. Exception; nonresident lobster and crab landing permit with an established base of operations in State.** An individual may be excepted from subsection 5-D, paragraph C as long as the individual submits documentation to the commissioner by December 31, 2011 that the individual operated a lobster and crab fishing vessel with an established base of operations in the State as a nonresident in calendar years 2010 and 2011. Documentation must include at a minimum proof of lobster landings at a Maine dealer, proof of utilization of a mooring or dock in a Maine harbor for a sufficient time to meet the requirements to be an established base of operations in this State pursuant to Title 12, section 6001, subsection 13-I, proof that the individual possessed a valid federal lobster permit or a valid lobster fishing license from a state other than this State and proof that the individual did not meet the resident provisions under section 6301, subsection 1.

**Part D: Certification/Signature**

I hereby declare, under the penalty of perjury under the laws of the State of Maine and the United States of America that the foregoing information is true and correct.

Today's Date \_\_\_\_/\_\_\_\_/\_\_\_\_  
Month Day Year

**Applicant** \_\_\_\_\_  
(signature of applicant)

Parent or Guardian \_\_\_\_\_

**(Applicants under 18 must have a parent or legal guardian sign this form)**

Under Title 12, §6306, (1)(2) and (3), a person licensed by the Department of Marine Resources has a duty to submit to inspection, search and seizure by a Marine Patrol Officer. Failure to comply with this duty may result in a license suspension.

**§6306. Consent to inspection**

**1. Consent to inspection.** Any person who signs an application for a license or aquaculture lease or receives a license or aquaculture lease under this Part has a duty to submit to inspection and search for violations related to the licensed activities by a marine patrol officer under the following conditions.

- A. Watercraft or vehicles and the equipment located on watercraft or vehicles used primarily in a trade or business requiring a license or aquaculture lease under this Part may be searched or inspected at any time.
- B. Any other location where activities subject to this Part are conducted may be inspected or searched during the hours when those activities occur.
- C. A location specified in paragraph B may be inspected at any time if a marine patrol officer has a reasonable suspicion of a violation of this Part.
- D. No residential dwelling may be searched without a search warrant unless otherwise allowed by law.

**2. Seizure of evidence.** Any person who signs an application for a license or aquaculture lease or receives a license or aquaculture lease under this Part has a duty to permit seizure of evidence of a violation of marine resources laws found during an inspection or search.

**3. Refusal.** Refusal to permit inspection or seizure is a basis for suspension of any or all licenses under this chapter or revocation of aquaculture leases.

**Instructions:**

Complete the information in **Part A** on the front of this form. Check the license requested in **Part B** and calculate the total fees. Fill out all applicable information in **Part C**. Read the **residency requirements** included on this document and **certify your application with your signature in Part D**. Enclose this document in an envelope along with a check or money order payable to Treasurer, State of Maine or fill out the section below for **credit card payments**, affix a stamp and put it in the mail. **We cannot accept applications by fax or phone.** If you have questions call (207) 624-6550.

**Residency Requirements:** Any individual who has been domiciled in Maine for the past 6 months preceding the date of application is eligible for a resident license. A corporation is eligible for a resident license if it has been created and exists under the laws of Maine and it has existed in Maine for 6 months preceding the date of application. A firm or partnership is eligible if all of its officers or partners have been domiciled in Maine for 6 months preceding the date of application. For the purposes of this license application, a resident is a person who:

- A. If registered to vote, is registered in Maine;
- B. If licensed to drive a motor vehicle, has made application for a Maine motor vehicle operator's license;
- C. If the owner of one or more motor vehicles located within the State, has registered at least one of the motor vehicles in Maine; and
- D. If required to file a Maine income tax return on the previous April 15<sup>th</sup>, filed a Maine income tax return.

**Please make all checks/money orders payable to: Treasurer State of Maine**

**Your check will be processed as an electronic funds transfer (EFT).**

☐ Please check this box if your bank does NOT accept EFT transactions so we can manually submit your check to the bank for processing. Please be aware that if an EFT transaction gets rejected by your bank, you will be responsible for the payment as well as a \$20.00 bank fee.

**Credit/debit card payments:** I authorize the State of Maine, Department of Marine Resources, Licensing Division, to charge my VISA ☐ MasterCard ☐ Discover ☐ Debit card ☐

First Name \_\_\_\_\_ Last Name \_\_\_\_\_

**MUST BE AS IT APPEARS ON CARD – PLEASE PRINT LEGIBLY AS THIS MAY AFFECT PROCESSING OF APPLICATION**

Card No. \_\_\_\_\_, CVV# \_\_\_\_\_ expiration date \_\_\_\_\_

Signature of Cardholder: \_\_\_\_\_ Date: \_\_\_\_\_

Your credit card or checking account will be charged for what you have applied for on this application

*Mail to:*  
*Licensing Division*  
*Department of Marine Resources*  
*21 State House Station*  
*Augusta, ME 04333*